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DELAWARE BOARD OF GEOLOGISTS

MINUTES – JUNE 3, 2005

Approved August 5, 2005

The Delaware Board of Geologists held a meeting on Friday, June 3, 2005 at 10:00 a.m. in Conference Room B of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

PRESENT

William S. Schenck, Professional Member, President, Presiding
Steven M. Smailer, Professional Member, Vice President
Jerome Cooper, Public Member
Theodore Ressler, Public Member
Eric Trinkle, Professional Member
Allison Reardon, Deputy Attorney General
Caitlin Mears, Administrative Specialist II

ABSENT

Dana Long, Public Member
Stephen Williams, Professional Member

CALL TO ORDER

Mr. Schenck called the meeting to order at 10:30 a.m.

REVIEW OF MINUTES FOR APPROVAL

Mr. Schenck made a motion to approve the minutes of the May 6, 2005 meeting as amended. The motion was seconded by Mr. Ressler and unanimously carried.

OLD BUSINESS

Requirements to Sit for ASBOG Exam

The public hearing will be held on August 5, 2005 at 10:15 a.m. in the Delaware Development Office conference room on the 10th floor of the Carvel State Office Building, 820 N. French Street, Wilmington, Delaware.

Review of Substantially-Similar States

Mr. Schenck made a motion to table this discussion until the September 2, 2004 meeting to allow Ms. Reardon time to determine what is required to clearly state that an applicant applying for licensure by reciprocity must have been licensed and practiced for a minimum of five (5) years in the state in which he or she currently is or has been licensed. The motion was seconded by Mr. Trinkle and carried unanimously.

Evaluation of Credentials for Education Received Outside of the U.S.

Mr. Schenck made a motion to table this discussion until the September 2, 2004 meeting so that Ms. Reardon may write a draft revision to the Rules and Regulations to provide for this contingency. The motion was seconded by Mr. Trinkle and carried unanimously.

Final Denial of Application for Licensure

Maria Joan Magilton's application for licensure by examination was previously reviewed by the Board. As she had not completed the education requirements for licensure set forth in 24DelC. § 3608(a)(1), the Board unanimously agreed to propose to deny Ms. Magilton's application to sit for the ASBOG examination and to receive licensure as a Professional Geologist upon successful completion of this exam.

A letter was sent to Maria Joan Magilton by certified mail advising her of the Board's decision and her right to request a hearing before the Board to present evidence of her entitlement to a license to practice in Delaware. It has been more than ten (10) days since Ms. Magilton received this letter, and she has not submitted a written request for a hearing.

Mr. Schenck made a motion, seconded by Mr. Trinkle, to deny Ms. Magilton's application for licensure. The motion was carried unanimously.

NEW BUSINESS

Review of Application for Licensure by Reciprocity

Mark William Eschbacher's application for licensure by reciprocity from Pennsylvania was reviewed by the Board. Mr. Smailer made a motion, seconded by Mr. Ressler, to approve this application. The motion was carried unanimously.

[Mr. Cooper arrived at 10:45 a.m.]

Aaron R. Frantz's application for licensure by reciprocity from Pennsylvania was reviewed by the Board. Mr. Smailer made a motion to approve this application contingent upon a satisfactory license verification from Pennsylvania. The motion was seconded by Mr. Cooper and carried unanimously.

Continuing Education Approval

An application for continuing education approval of eight (8) contact hours for “A Primer on Groundwater Modeling”, sponsored by Adel A. Bakr, Ph.D. was submitted by Jonathan Alix for the Board’s review. Mr. Trinkle made a motion to approve this activity for eight (8) contact hours. The motion was seconded by Mr. Ressler and unanimously carried.

An application for continuing education approval of sixteen (16) contact hours for “Monitored Natural Attenuation (MNA)”, sponsored by Adel A. Bakr, Ph.D. was submitted by Jonathan Alix for the Board’s review. Mr. Trinkle made a motion, seconded by Mr. Ressler, to approve this activity for sixteen (16) contact hours. The motion was unanimously carried.

An application for continuing education approval of three (3) contact hours for “Ethics and Responsibilities of the Scientific Professional”, sponsored by the Pennsylvania Council of Professional Geologists was submitted for the Board’s review. As the course content is not directly related to the practice of geology, Mr. Schenck made a motion to approve the activity for one and one-half (1.5) contact hours. The motion was seconded by Mr. Ressler and unanimously carried.

An application for continuing education approval of two and one-half (2.5) contact hours for “Preparing the Scientist/Engineer for Testimony Standards for the Admissibility of Expert Testimony”, sponsored by the Pennsylvania Council of Professional Geologists was submitted for the Board’s review. The Board discussed the content of this course in detail. Some members observed the lack of material that would educate geologists or improve the practice of geology. Mr. Trinkle made a motion, seconded by Mr. Ressler, to deny continuing education approval for this activity. The motion was carried by Mr. Cooper, Mr. Ressler, Mr. Schenck, and Mr. Trinkle. Mr. Smailer was opposed.

An application for continuing education approval of ten and one-half (10.5) contact hours for the “2005 Annual Meeting” of the Society for the Preservation of Natural History Collections was submitted by Raymond A. Scheinfeld for the Board’s review. Mr. Trinkle made a motion to approve the activity for ten and one-half (10.5) contact hours. The motion was seconded by Mr. Smailer and unanimously carried.

OTHER BUSINESS (for discussion only)

There was no other business before the Board.

PUBLIC COMMENT

There were no public comments.

NEXT MEETING

The next meeting is scheduled for August 5, 2005 at 10:00 a.m. in the Delaware Development Office conference room on the 10th floor of the Carvel State Office Building, 820 N. French Street, Wilmington, Delaware.

ADJOURNMENT

There being no further business, Mr. Ressler made a motion to adjourn the meeting. The motion was seconded by Mr. Schenck and unanimously carried. The meeting adjourned at 11:14 a.m.

Respectfully submitted,

Caitlin E. Mears
Administrative Specialist II